

Decision No. 24089

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 JOE VILA and ANGELINA VILA, husband
 and wife, doing business under the
 name of RIO DELL WATER UTILITY, for
 a Certificate of Public Convenience
 and Necessity to operate a water
 system, and for the Establishment
 of Rates, for real property known
 as Subdivision No. 1 and No. 2
 RIO DELL, in the County of Sonoma,
 State of California.

ORIGINAL

Application No. 24089

Joe Vila for Applicants.

Libby and Finn, by F. W. Finn for
 A. E. Amoss and Dr. and Mrs. C. G. Moln.

BY THE COMMISSION:

O P I N I O N

In this proceeding, Joe Vila and Angelina Vila, his wife, operating a water system under the fictitious firm name and style of Rio Dell Water Utility in Sonoma County, ask for a certificate of public convenience and necessity and for the establishment of rates.

A public hearing in the matter was held at Guerneville before Examiner Murray R. MacKall.

Rio Dell lies along the southerly shore of the Russian River, about six miles above Guerneville. The Rio Dell Resort Company in 1928 and 1929 developed Subdivisions 1 and 2 of Rio Dell and installed therein a water system to serve the 246 lots contained

therein, the resort buildings and beach facilities. This company subsequently met with financial reverses and Joe Vila and his wife, as of October 10, 1940, acquired all unsold lots in the subdivisions, resort and beach properties, and the water system, together with an adjoining parcel of 80 acres. This latter parcel has since been subdivided into 510 lots and is designated as American Legion Recreational Park and is now upon the market. Since the acquisition of these properties, applicants have installed many improvements, including a new pump, the rehabilitation and relocation of the storage tanks and a new transmission main. Two thousand feet of distribution mains will be replaced in the immediate future. At present, there are 49 consumers.

The evidence indicates that as of June 2, 1941, the estimated cost of the system was approximately \$4,000 of which \$2,200 was expended by applicants for improvements during the past year. Easements and rights of way have been reserved throughout all of the various tracts and properties for the construction and maintenance of pipe lines and other facilities for the distribution of water. Permits have been acquired from county authorities for the laying and maintaining of pipe lines in county roads and highways. The water supply appears to be ample and sufficient not only for present demands but for all reasonable requirements for the next few years. Additional water may be obtained through drilling a new well when the necessity therefor arises.

The rates requested are the same as those heretofore established by the Commission for service delivered by the Russian River Terrace Water Company, a public utility supplying a large number of consumers in the territory immediately adjacent to the property of applicants.

There being no objection to the requests of applicants presented during the hearing held in this proceeding, it appears that the certificate should be granted as prayed.

O R D E R

Application as entitled above having been filed with the Railroad Commission, a public hearing having been held thereon, the matter having been duly submitted and the Commission now being fully advised in the premises,

The Railroad Commission of the State of California hereby declares that the public convenience and necessity require the operation of a water system by Joe Vila and Angelina Vila, his wife, in Subdivisions 1 and 2 of Rio Dell, and in American Legion Recreational Park, and in the two adjoining, or adjacent parcels generally referred to as the Beach, and the Resort Properties, as all such subdivisions, tracts, parcels and properties are more particularly set forth and described in the Books of Maps and Books of Deeds in the office of the County Recorder of the County of Sonoma.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and it is hereby granted to Joe Vila and Angelina Vila, his wife, to operate a public utility for the sale and distribution of water within the territory hereinabove described.

IT IS HEREBY FURTHER ORDERED as follows:

- (1) Joe Vila and Angelina Vila, his wife, be and they are hereby authorized and directed to file with this Commission within thirty (30) days from the date of this Order the following schedule of rates to be charged for all water service rendered to their consumers commencing with the season of 1941.

FLAT RATES

For service to summer resident consumers, entitling the consumer to six months' continuous service in each year from May to October, inclusive, and due and payable on or before May 1st of each year	\$12.00
For service to summer residents in the months from November to April, inclusive, per month	\$ 1.50
For service to permanent resident consumers for all uses of water, per month	\$ 1.50

METER RATES

Permanent Resident Rates

Applicable only to bona fide permanent residents.

Monthly Minimum Charges:

For 5/8 inch meter	\$ 1.50
For 3/4 inch meter	2.00
For 1 inch meter	2.25
For 1-1/2 inch meter	3.50
For 2 inch meter	5.00

Each of the foregoing "Monthly Minimum Charges" will entitle the consumer to the quantity of water which that monthly minimum charge will purchase at the following "Monthly Quantity Rates:"

Monthly Quantity Rates:

From 0 to 500 cubic feet, per 100 cubic feet ...	\$ 0.30
Next 500 cubic feet, per 100 cubic feet25
Next 1,000 cubic feet, per 100 cubic feet23
Over 2,000 cubic feet, per 100 cubic feet20

SUMMER RESORT RATES

Calendar Year

Minimum annual charge entitling the consumer to 500 cubic feet of water each month from May 1st to November 1st and 100 cubic feet of water each month from November 1st to April 1st	\$12.00
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When water is used in excess of the monthly minimum quantities under the foregoing annual charge, the following rate schedule shall apply:

For the Period from May 1st to November 1st:

From 0 to 500 cubic feet, included in the annual charge.	
Next 500 cubic feet, per 100 cubic feet ...	\$0.25
Next 1,000 cubic feet, per 100 cubic feet23
Over 2,000 cubic feet, per 100 cubic feet20

For the Period from November 1st to May 1st:

From 0 to 100 cubic feet, included in the annual charge.	
Next 400 cubic feet, per 100 cubic feet ...	\$0.30
Next 500 cubic feet, per 100 cubic feet25
Next 1,000 cubic feet, per 100 cubic feet23
Over 2,000 cubic feet, per 100 cubic feet20

The foregoing summer resort minimum annual charge shall be due and payable in advance on January 1st of each year. Charges for water used in excess of the minimum amounts allowed may be billed monthly, semi-annually or annually, at the option of the utility.

- (2) That within thirty (30) days from the date of this Order, Joe Vila and Angelina Vila, his wife, be and they are hereby directed to submit to this Commission for its approval four sets of rules and regulations governing relations with their consumers, each set of which shall contain a suitable map or sketch, drawn to an indicated scale, upon a sheet 8½" x 11" in size, delineating thereupon in distinctive markings the boundaries of the authorized service area hereinabove described and the location thereof with reference to the surrounding territory, provided further, however, that such map or sketch shall not thereby be considered by this Commission or any other public body as a final or conclusive determination or establishment of the dedicated area of service, or any portion thereof.
- (3) That Joe Vila and Angelina Vila, his wife, shall file with this Commission, within sixty (60) days from the date of this Order, four copies of a comprehensive map, drawn to an indicated scale of not less than 400 feet to the inch, upon which shall be delineated by appropriate markings the various tracts in the territory for which the certificate is granted herein; this map should be reasonably accurate, show the source and date thereof, and sufficient data to determine clearly and definitely the location of the various properties comprising the entire utility area of service.
- (4) That within sixty (60) days from the date of this Order, Joe Vila and Angelina Vila, his wife, shall file with this Commission an affidavit to the effect that they will never claim before this Commission or any other public body an amount for the certificate of public convenience and necessity granted herein in excess of the actual cost of acquisition.

For all other purposes the effective date of this Order shall be twenty (20) days from and after the date hereof.

Dated at Los Angeles, California, this 5th day of August, 1941.

[Signature]
By L. Carey
Justus F. Casner
Francis R. Havens
[Signature]
Commissioners.